

MONDAY, MARCH 19, 2012

SIXTY-SECOND LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Pastor Todd Abbey, Central Baptist Church, Greeneville, TN.

Representative Faison led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 96

Representatives present were Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 96

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Richardson; personal

COMMUNICATION

Rep. John Ragan
G-24 War Memorial Building
Nashville, TN 37243

Re: NCSL Nuclear Legislative Workgroup

Dear Rep. Ragan:

As Speaker of the House of Representatives, I am approving your nomination to serve as Vice-Chairman of the NCSL Nuclear Legislative Workgroup.

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I am forwarding a copy of this letter to the Scott Hendrick at NCSL. Mr. Hendrick will be contacting you in the near future regarding this nomination.

I am confident that you will continue to perform the duties of this office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

/s/ Speaker Beth Harwell

cc: Scott Hendrick – NCSL
Lt. Gov. Ron Ramsey
Cody York, 8th Floor, Snodgrass Tower
Jeremy Harrell, G-7 State Capitol Bldg.
Gregory Gleaves
Connie Ridley
Joseph A. Barnes
Tammy Letzler

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 520 Rep(s). Maggart, Floyd, Alexander, Faison, Lollar, Hensley, Eldridge, Dunn, D. Miller, Halford, Elam, Carr, Evans, K. Brooks, Rich, Keisling, Sanderson, Lundberg, Shipley, Harrison, Niceley, Haynes, Butt, Dennis, Marsh, Gotto, McManus, Weaver, C. Johnson, Watson, Campbell, Todd and Ramsey as prime sponsor(s).

House Joint Resolution No. 599 Rep(s). Evans as prime sponsor(s).

House Joint Resolution No. 634 Rep(s). Hardaway and Evans as prime sponsor(s).

House Joint Resolution No. 664 Rep(s). Evans as prime sponsor(s).

House Joint Resolution No. 679 Rep(s). Coley, Moore, Gilmore, Towns, B. Cooper, J. Turner, Shaw, L. Miller, Sontany, Dean, Sparks, Stewart, Hardaway, Womick, Dunn, Brown, Favors and White as prime sponsor(s).

House Joint Resolution No. 767 Rep(s). Naifeh, Fitzhugh and Armstrong as prime sponsor(s).

House Joint Resolution No. 784 Rep(s). Hill as prime sponsor(s).

House Joint Resolution No. 787 Rep(s). Hurley as prime sponsor(s).

House Joint Resolution No. 797 Rep(s). Gilmore, Parkinson, Naifeh, L. Miller, Fitzhugh, Favors, Pruitt, Hardaway, Armstrong, M. Turner, J. Turner, Brown, J. DeBerry, Shaw, S. Jones, Sontany, Camper, Kernell, Odom, Towns, B. Cooper, Stewart and Pitts as prime sponsor(s).

House Joint Resolution No. 806 Rep(s). Maggart as prime sponsor(s).

House Bill No. 984 Rep(s). Moore, Favors, Shepard, Curtiss, Tidwell, Brown, Camper, Parkinson, L. Miller, Stewart and J. Turner as prime sponsor(s).

House Bill No. 2278 Rep(s). Hardaway, Parkinson, Lollar and Moore as prime sponsor(s).

House Bill No. 2620 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 2658 Rep(s). Evans and Faison as prime sponsor(s).

House Bill No. 2789 Rep(s). Lollar and Towns as prime sponsor(s).

House Bill No. 2961 Rep(s). Moore and Fitzhugh as prime sponsor(s).

House Bill No. 3214 Rep(s). Tidwell, Haynes, Camper, Powers, Maggart, Eldridge, Sparks, Womick, Hardaway, Moore, Parkinson and R. Williams as prime sponsor(s).

House Bill No. 3505 Rep(s). Hardaway as prime sponsor(s).

**REPORT OF CHIEF ENGROSSING CLERK
March 16, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 737, 738, 739, 740, 741 and 749; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

PRESENT IN CHAMBER

Representative(s) Harmon and Windle was/were recorded as being present in the Chamber.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Butt was recognized in the Well in order to introduce Emily Joy Kinzer, Miss Teen Motor Speedway 2011.

RECOGNITION IN THE WELL

Representative Holt was recognized in the Well in order to introduce Hugh Adams for remarks.

RESOLUTION READ

The Clerk read House Joint Resolution No. 720, which recognized Hugh Adams for his thirty-five years of honorable and astute service with the Tennessee Farm Bureau Federation.

House Joint Resolution No. 720 -- Memorials, Retirement - Hugh Adams. by *Holt, *Sanderson.

RECOGNITION IN THE WELL

Representative Holt was recognized in the Well to introduce Ben and Jennifer Moore, 2012 National Young Farmer Achievement Winners, for remarks.

RESOLUTION READ

The Clerk read House Joint Resolution No. 719 which honored and congratulated Ben and Jennifer Moore upon being named the 2012 National Young Farmer Achievement Winners by the American Farm Bureau Convention,

House Joint Resolution No. 719 -- Memorials, Recognition - Ben and Jennifer Moore, 2012 National Young Farmer Achievement Winners. by *Holt.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the following resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 791** -- Highway Signs - Cannon County Veterans Memorial Bridge, S.R. 1 in Cannon County. by *Pody.

House Transportation Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 22, 2012:

House Resolution No. 223 --Memorials, Personal Achievement - Noah Price Erwin, Eagle Scout. by *Swann, *Ramsey.

House Joint Resolution No. 798 -- Memorials, Sports - Lenoir City Middle School girls' basketball team, State Section champion. by *Matlock.

House Joint Resolution No. 799 -- Memorials, Academic Achievement - Sydney Trentham, Salutatorian, Lebanon High School. by *Pody.

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House Joint Resolution No. 800 -- Memorials, Academic Achievement - Carson Hicks, Valedictorian, Lebanon High School. by *Pody.

House Joint Resolution No. 801 -- Memorials, Academic Achievement - Nathaniel Midgett, Valedictorian, Lebanon High School. by *Pody.

House Joint Resolution No. 802 -- Memorials, Recognition - Darrell's Dream Boundless Playground Complex. by *Shipley.

House Joint Resolution No. 803 -- Memorials, Recognition - Delta Days on Capitol Hill. by *Turner J.

House Joint Resolution No. 809 -- Memorials, Recognition - East Tennessee Livestock Center, Inc., 50th anniversary. by *Matlock.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 22, 2012:

Senate Joint Resolution No. 666 -- Memorials, Sports - Webb School of Knoxville Lady Spartans basketball team, Division II-A State Championship. by *Massey, *McNally.

Senate Joint Resolution No. 667 -- Memorials, Death - Max Broyles. by *Crowe.

Senate Joint Resolution No. 669 -- Memorials, Recognition - Roane State Community College. by *McNally, *Yager.

Senate Joint Resolution No. 670 -- Memorials, Sports - Tennessee Tech's softball team. by *Burks, *Crowe, *Harper.

RESOLUTIONS LYING OVER

On motion, the resolution(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 578** -- Highway Signs - Names bridge on S.R. 11 in Marshall County in honor of the late Tim Mealer. by *Ketron, *Tracy, *Stewart.

House Transportation Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3872 -- Monroe County - As introduced, subject to local approval, reapportions, after the 2010 U.S. census, Monroe County school districts. - Amends Chapter 117 of the Private Acts of 1963. by *Matlock.

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House Bill No. 3873 -- Johnson County - As introduced, subject to local approval, repeals the road commissioners. by *Campbell.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 2551 -- Sheriffs - As introduced, decreases the amount of time that a sheriff must wait before disposing of certain unclaimed property in the sheriff's custody from six months to two months from the date of acquisition. - Amends TCA Title 8, Chapter 8. by *Ketron. (*HB2550 by *Carr)

***Senate Bill No. 2712** -- Correction, Dept. of - As introduced, requires department to cap non-contract payments to correctional healthcare providers at 110 percent of the federal Medicare reimbursement rate; requires hospitals and other medical service providers to bill Medicaid for all eligible inmate inpatient hospital and professional services. - Amends TCA Title 41. by *Ketron, *Kelsey. (HB2917 by *Curtiss)

***Senate Bill No. 2931** -- Uniform Commercial Code - As introduced, revises provisions of the Uniform Commercial Code. - Amends TCA Title 47, Chapter 1; Title 47, Chapter 2; Title 47, Chapter 2A and Title 47, Chapter 9. by *Overbey, *Faulk. (HB3150 by *Lundberg)

***Senate Bill No. 3007** -- Housing - As introduced, authorizes new mechanisms for merging or dissolving housing authorities. - Amends TCA Title 13, Chapter 20. by *Massey. (HB3463 by *Armstrong, Tindell, Brooks H, Dunn, Haynes)

***Senate Bill No. 3011** -- Health, Dept. of - As introduced, redefines indigence income, when evaluating statistics and reports submitted to the department on uncompensated care, to an amount that does not exceed 133 percent instead of 100 percent of federal poverty guidelines. - Amends TCA Title 68, Chapter 1. by *Massey. (HB3265 by *Campbell)

Senate Bill No. 3627 -- Physicians and Surgeons - As introduced, expands the board's authority to deny, suspend or revoke a license for any physicians supervising an unlicensed or non-physician performing hormone replacement therapy.
- Amends TCA Title 63. by *Watson. (*HB2801 by *Johnson P)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3867 -- Cookeville -- State and Local Government Committee

House Bill No. 3868 -- Millington -- State and Local Government Committee

House Bill No. 3869 -- Portland -- State and Local Government Committee

House Bill No. 3870 -- Atoka -- State and Local Government Committee

CONSENT CALENDAR

***House Bill No. 3849** -- Weakley County - As introduced, subject to local approval, abolishes the Weakley County highway commission. by *Holt.

***House Bill No. 2467** -- Immigration - As introduced, clarifies that a tax form, as such term is used in the part, means any form issued by the United States internal revenue service. - Amends TCA Title 50, Chapter 1, Part 7. by *Carr.

***House Bill No. 2468** -- Registers of Deeds - As introduced, permits any county register of deeds instead of present limitation to county register of deeds in Shelby County to assume certain functions and duties if the register receives endorsement from the existing county records commission or county executive. - Amends TCA Title 8, Chapter 13. by *Carr.

House Bill No. 3428 -- Safety - As introduced, transfers Title 68, Chapter 103, relative to working in proximity to high-voltage lines, into Title 50, Chapter 3, relative to the Occupational Health and Safety Act, effective July 1, 2012. - Amends TCA Title 50 and Title 68, Chapter 103. by *Matlock.

On motion, House Bill No. 3428 was made to conform with **Senate Bill No. 2193**; the Senate Bill was substituted for the House Bill.

House Bill No. 3840 -- Rutherford County - As introduced, subject to local approval, requires that the boundaries of the road districts of the Highway Commission conform to those of the County Commission districts established by 2012 redistricting; increases, from four to six years, the next term of office for road commissioners elected from road districts two and seven. - Amends Chapter 55 of the Private Acts of 1951; as amended. by *Sparks.

***House Bill No. 3847** -- Rutherford County - As introduced, subject to local approval, reapportions, after the 2010 U. S. census, Rutherford County school districts. - Amends Chapter 454 of the Private Acts of 1968; as amended. by *Womick.

***Senate Joint Resolution No. 353** -- Naming and Designating - Names the Operations Group Building at McGhee Tyson Air National Guard Base the "Major General Forster Operations Group Building.". by *Overbey, *McNally, *Woodson, *Yager, *Faulk, *Crowe, *Southerland, *Ford.

***House Joint Resolution No. 649** -- Naming and Designating - "American Indian Heritage Month," September 2012. by *Elam.

***House Bill No. 3833** -- Maury County - As introduced, subject to local approval, sets the number of members of the Maury County Board of Education at 11 to be elected from school districts coextensive with the county commission districts; sets staggered four-year terms for such school board members. - Repeals I Chapter 44 of the Private Acts of 1973. by *Butt.

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***House Bill No. 3417** -- Fiscal Review Committee - As introduced, extends period of time committee has to comment on proposed non-competitive contracts from 20 days to 40 days; removes obsolete language. - Amends TCA Title 3, Chapter 7; Title 3, Chapter 2; Title 4, Chapter 56; Title 36, Chapter 5 and Title 71, Chapter 5. by *Johnson C.

On motion, House Bill No. 3417 was made to conform with **Senate Bill No. 3347**; the Senate Bill was substituted for the House Bill.

***House Bill No. 984** -- Unemployment Compensation - As introduced, authorizes spouses of military members who leave employment due to military reassignment to qualify for unemployment benefits; requires that state pay such benefits and does not count against employer's experience rating. - Amends TCA Title 50, Chapter 7. by *Pitts, *Johnson C, *Eldridge, *Hardaway, *Cooper B.

On motion, House Bill No. 984 was made to conform with **Senate Bill No. 884**; the Senate Bill was substituted for the House Bill.

House Bill No. 3665 -- Education, Higher - As introduced, eliminates certain reporting duties of higher education institutions and governing boards; eliminates requirement that applicants for certain positions in residence halls pay for background checks; requires board of regents employees to receive longevity payments with their regular paychecks. - Amends TCA Section 4-22-103; Section 8-23-206; Section 8-44-108(b)(3) and Section 49-7-149. by *Fitzhugh.

House Bill No. 3709 -- Autopsies - As introduced, extends the date from July 1, 2011, to July 1, 2012, for a facility where autopsies are performed to receive accreditation from the National Association of Medical Examiners. - Amends TCA Section 38-7-105. by *McCormick.

On motion, House Bill No. 3709 was made to conform with **Senate Bill No. 3622**; the Senate Bill was substituted for the House Bill.

House Bill No. 3523 -- Utilities, Utility Districts - As introduced, deletes language that referenced a subsection that was repealed concerning utility district rates sufficient to pay costs and retire bonds. - Amends TCA Title 7, Chapter 82. by *Haynes.

On motion, House Bill No. 3523 was made to conform with **Senate Bill No. 3208**; the Senate Bill was substituted for the House Bill.

***House Joint Resolution No. 634** -- Naming and Designating - Designates "The Volunteer State" as official nickname of State of Tennessee. by *Haynes, *Fitzhugh, *Montgomery, *Williams R, *Matlock, *Brooks H, *Dunn, *Hall, *Niceley.

House Bill No. 2873 -- Education - As introduced, allows county boards of education to use the county's centralized purchasing system to provide a life insurance plan for employees. - Amends TCA Title 5; Title 8 and Title 49. by *Ragan.

***House Bill No. 3842** -- Hamblen County - As introduced, subject to local approval, revises the charter of Hamblen County to allow the clerk of the circuit and general sessions court to be the clerk of the juvenile court, while maintaining the business of the juvenile court separate from the circuit and general sessions court. - Amends Chapter 337 of the Private Acts of. by *Miller D.

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***House Bill No. 3859** -- Morristown - As introduced, subject to local approval, expands authority and supervision of the Board of Electric Light and Waterworks, with prior approval of city council, to include sewer in addition to telecommunications, natural gas, ISP and CATV services. - Amends Chapter 392 of the Acts of 1901; as amended. by *Miller D.

On motion, House Bill No. 3859 was made to conform with **Senate Bill No. 3788**; the Senate Bill was substituted for the House Bill.

***House Joint Resolution No. 664** -- Naming and Designating - Designates third Monday in May as "Rescue Squad Day" in Tennessee. by *Cobb.

House Resolution No. 219 -- Memorials, Personal Achievement - Nicholas Kyle Norton, Eagle Scout. by *Elam.

House Resolution No. 222 -- Memorials, Retirement - Colonel Courtney Taylor. by *Moore.

House Joint Resolution No. 767 -- Memorials, Personal Occasion - Dr. Edward J. Boling, 90th birthday. by *Montgomery.

House Joint Resolution No. 768 -- Memorials, Recognition - Tanna Norma, 2012 Mule Day Queen. by *Butt.

House Joint Resolution No. 769 -- Memorials, Recognition - Breath of Life Christian Center, 30th anniversary. by *Parkinson.

House Joint Resolution No. 770 -- Memorials, Personal Occasion - Beulah Mae Graves Galyon, 90th birthday. by *Montgomery, *Dean.

House Joint Resolution No. 771 -- Memorials, Sports - Clay County High School Lady Bulldogs Basketball Team, Class A State Champions. by *Keisling.

House Joint Resolution No. 772 -- Memorials, Recognition - 40th Anniversary of the Tennessee Legislative Internship Program. by *Campbell.

House Joint Resolution No. 774 -- Memorials, Personal Occasion - Doris "Cousin Tuny" Freeman, 87th birthday. by *Eldridge.

House Joint Resolution No. 775 -- Memorials, Recognition - 2012 Worlds Biggest Fish Fry, Hostess Princess Court. by *Wirgau.

House Joint Resolution No. 776 -- Memorials, Sports - Blackman High School cheerleading squad, National Champion. by *Womick, *Carr, *Sparks.

House Joint Resolution No. 777 -- Memorials, Public Service - Judge Bill Baker. by *Johnson P.

House Joint Resolution No. 778 -- Memorials, Academic Achievement - Tyler Steve Coleman, Salutatorian, Gordonsville High School. by *Weaver.

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House Joint Resolution No. 779 -- Memorials, Academic Achievement - Adam James, Valedictorian, DeKalb County High School. by *Weaver.

House Joint Resolution No. 780 -- Memorials, Academic Achievement - Heather Joy Vidal, Salutatorian, DeKalb County High School. by *Weaver.

House Joint Resolution No. 781 -- Memorials, Academic Achievement - Sarah Dillard, Salutatorian, Gordonsville High School. by *Weaver.

House Joint Resolution No. 782 -- Memorials, Academic Achievement - Tiffany Woodard, Valedictorian, Gordonsville High School. by *Weaver.

House Joint Resolution No. 784 -- Memorials, Retirement - Roscoe "Charlie" Bayless. by *Williams K.

House Joint Resolution No. 786 -- Memorials, Sports - Loudon High School Lady Redskins Basketball Team. by *Matlock.

House Joint Resolution No. 787 -- Memorials, Recognition - Sweetwater Valley Farm, International Dairy Foods Association's Innovative Dairy Farm of the Year. by *Matlock.

House Joint Resolution No. 788 -- Memorials, Academic Achievement - Alexandria Hannah Hopkins, Salutatorian, Hancock County High School. by *Harrison.

House Joint Resolution No. 789 -- Memorials, Academic Achievement - John Austin Greene, Valedictorian, Hancock County High School. by *Harrison.

House Joint Resolution No. 792 -- Memorials, Academic Achievement - Lindsey Reed, Valedictorian, Cannon County High School. by *Pody.

House Joint Resolution No. 793 -- Memorials, Academic Achievement - Kelsey Morgan Bayse, Salutatorian, Watertown High School. by *Pody.

House Joint Resolution No. 794 -- Memorials, Academic Achievement - Francis R. Jenkins, Salutatorian, Cannon County High School. by *Pody.

House Joint Resolution No. 795 -- Memorials, Recognition - James E. "Jimmy" Lanier. by *Fitzhugh.

House Joint Resolution No. 796 -- Memorials, Recognition - Legislative Internship Program, 40th Anniversary. by *Evans.

House Joint Resolution No. 797 -- Memorials, Recognition - The Links Day on the Hill. by *DeBerry L.

Senate Joint Resolution No. 647 -- Memorials, Recognition - "Undefeated," 2012 Academy Award for Best Documentary Feature. by *Norris, *Kelsey, *Marrero, *Kyle, *Tate, *Ford, *Berke.

Senate Joint Resolution No. 648 -- Memorials, Recognition - William Jenkins Wilcox, Jr. by *McNally, *Yager.

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Senate Joint Resolution No. 649 -- Memorials, Death - Woodson Worden Covington. by *Herron.

Senate Joint Resolution No. 650 -- Memorials, Death - Charles David Lockett. by *Herron, *Massey, *Overbey.

Senate Joint Resolution No. 651 -- Memorials, Professional Achievement - Ben and Jennifer Moore, Tennessee Farm Bureau's Outstanding Young Farmer and Achievement Award. by *Herron, *Finney L.

Senate Joint Resolution No. 652 -- Memorials, Sports - Bettye Giles. by *Herron, *Finney L, *Yager.

Senate Joint Resolution No. 653 -- Memorials, Death - Theodore C. Sorensen. by *Herron, *Berke, *Kyle.

Senate Joint Resolution No. 654 -- Memorials, Sports - Scott Hewett. by *Herron, *Finney L.

Senate Joint Resolution No. 655 -- Memorials, Recognition - Tyler Verdell. by *Herron, *Finney L.

Senate Joint Resolution No. 656 -- Memorials, Recognition - Patrick Willis. by *Herron, *Finney L.

Senate Joint Resolution No. 657 -- Memorials, Death - Rev. John E. Pugh. by *Herron.

Senate Joint Resolution No. 658 -- Memorials, Death - James E. Porter. by *Herron.

Senate Joint Resolution No. 659 -- Memorials, Death - Professor Robert Belton. by *Herron.

Senate Joint Resolution No. 660 -- Memorials, Death - Dr. Ernest Harriss. by *Herron.

Senate Joint Resolution No. 661 -- Memorials, Death - Phyllis Ann Whitney Couch. by *Yager.

Senate Joint Resolution No. 662 -- Memorials, Death - Samuel Shelton Crass, Jr. by *Yager.

Senate Joint Resolution No. 663 -- Memorials, Death - Mildred "Mickey" Presley Fickey. by *Yager.

Senate Joint Resolution No. 664 -- Memorials, Recognition - Beta Sigma Phi Sorority. by *Johnson.

Senate Joint Resolution No. 665 -- Memorials, Death - Dr. Roy C. "Doc" Ellis. by *Faulk.

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Rep. Montgomery moved that all members voting aye on House Joint Resolution No. 767 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Holt, Hurley, Pody and Ragan.

Rep. K. Williams moved that all members voting aye on House Joint Resolution No. 784 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Holt, Hurley, Pody and Ragan.

Rep. L. DeBerry moved that all members voting aye on House Joint Resolution No. 797 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Holt, Hurley, Pody and Ragan.

Rep. Shepard moved that all members voting aye on Senate Joint Resolution No. 652 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Holt, Hurley, Pody and Ragan.

OBJECTION—CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Bill No. 2873: by Rep. Stewart

Under the rules House Bill(s) No(s). 2873 were placed at the heel of the calendar for March 22, 2012.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	97
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

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CONSENT CALENDAR NO. 2

***House Bill No. 3545** -- Audiologists and Speech Pathologists - As introduced, authorizes instead of requires that governor select the physician member of the board of communication disorders and sciences from list of nominees provided by Academy of Otolaryngology and other interested otolaryngology groups. - Amends TCA Title 4, Chapter 29 and Section 63-17-104. by *Cobb, *Rich.

***House Bill No. 3548** -- Surveyors - As introduced, authorizes instead of requires that the governor select members of board of land survey examiners from lists of nominees submitted by Tennessee Association of Professional Surveyors and other interested surveyor groups. - Amends TCA Title 4, Chapter 29; Section 62-18-103 and Section 62-18-104. by *Cobb.

***House Bill No. 3549** -- Optometry - As introduced, clarifies that governor is authorized, but not required, to make appointments to the board of optometry from lists of nominees provided by the Tennessee Optometric Association and other interested optometric groups. - Amends TCA Title 4, Chapter 29 and Section 63-8-105. by *Cobb, *Rich.

***House Bill No. 3550** -- Sunset Laws - As introduced, creates sunrise provision for energy efficient schools council, June 30, 2013; directs that members may be appointed from lists of qualified persons submitted by interested contractor, architectural and engineering groups including, but not limited to, the board for licensing contractors and the board of examiners for architects and engineers. - Amends TCA Title 4, Chapter 29 and Section 49-17-103. by *Cobb, *Rich, *Gilmore.

***House Bill No. 3551** -- Veterinarians - As introduced, requires governor to consult with interested veterinary groups including the Tennessee Veterinary Medical Association, which under current law may recommend licensed doctors of veterinary medicine and licensed veterinary technicians for appointment to the board, prior to making appointments to board of veterinary medical examiners. - Amends TCA Title 4, Chapter 29 and Section 63-12-104. by *Cobb.

***House Bill No. 3554** -- Funeral Directors and Embalmers - As introduced, authorizes instead of requires that governor select some members of board of funeral directors and embalmers from lists of nominees submitted by Tennessee Funeral Directors Association and Tennessee Funeral Directors and Morticians Association, and other interested funeral director and mortician groups. - Amends TCA Title 4, Chapter 29 and Section 62-5-201. by *Cobb.

OBJECTION--CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Bill No. 3545: by Rep. Fitzhugh

House Bill No. 3548: by Rep. Fitzhugh

House Bill No. 3549: by Rep. Fitzhugh

House Bill No. 3550: by Rep. Fitzhugh

House Bill No. 3551: by Rep. Fitzhugh

House Bill No. 3554: by Rep. Fitzhugh

Under the rules, House Bill(s) No(s). 3545, 3548, 3549, 3550, 3551 and 3554 were placed at the heel of the calendar for March 22, 2012.

REGULAR CALENDAR

***House Bill No. 2834** -- Criminal Offenses - As introduced, grants immunity for those who report certain injuries in good faith and specifies that the reporting requirement for those injuries is within two business days. - Amends TCA Title 38 and Title 39. by *Rich, *Curtiss, *Womick. (SB2679 by *Beavers, *Ketron)

Further consideration of House Bill No. 2834 previously considered on March 12, 2012, at which time it was reset for today's Calendar.

Rep. Rich moved that House Bill No. 2834 be passed on third and final consideration.

Rep. Watson requested that Judiciary Committee Amendment No. 1 be moved to the heel.

Rep. Rich moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 2834 by deleting the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 38-1-101(a), is amended by deleting the phrase "or resulting from exposure to a methamphetamine laboratory or a methamphetamine related fire, explosion, or chemical release," and by adding the following language after "suffocation,":

"or where a wound or injury is reasonably believed to have resulted from exposure to a methamphetamine laboratory or a methamphetamine related fire, explosion, or chemical release,".

SECTION 2. Tennessee Code Annotated, Section 38-1-101, is amended by adding the following as new subsections thereto:

(c)

(1) Where a person acts in good faith in making a report under subsection (a), that person shall be immune from any civil liability and shall have an affirmative defense to any criminal liability arising from that protected activity.

(2) There exists a rebuttable presumption that a person making a report under subsection (a) is doing so in good faith.

(d) For purposes of this part, “person” means any individual, firm, partnership, co-partnership, association, corporation, governmental subdivision or agency, or other organization or other legal entity, or any agent, servant, or combination of persons thereof.

SECTION 3. Tennessee Code Annotated, Section 38-1-103, is amended by deleting the section in its entirety and substituting instead the following:

38-1-103.

(a) Any person who knowingly fails to make the report required by § 38-1-101 within twenty-four (24) hours of tendering aid for any wound or injury as described in § 38-1-101 commits a Class A misdemeanor.

(b) Any person in violation of § 38-1-102 commits a Class A misdemeanor.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Rep. Watson moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rich moved that **House Bill No. 2834**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 3637** -- Criminal Procedure - As introduced, deletes provision prohibiting district attorney from applying to judge for a wiretap order in marijuana cases in which the amount is less than 700 pounds. - Amends TCA Title 39, Chapter 17. by *Gotto, *Maggart, *Womick. (SB3691 by *Faulk, *Ketron)

Rep. Gotto moved that **House Bill No. 3637** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Ramsey voted "aye" on **House Bill No. 3637**.

REGULAR CALENDAR, CONTINUED

House Bill No. 3638 -- Criminal Procedure - As introduced, expands definition of "uses" and "conducts" to include "transport" and "conceal" for purposes of the money laundering criminal offenses. - Amends TCA Title 39 and Title 40 relative to criminal offenses and criminal procedure. by *Gotto, *Maggart, *Womick. (*SB2891 by *Yager)

Rep. Gotto moved that **House Bill No. 3638** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks,

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MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

***House Bill No. 2620** -- Child Custody and Support - As introduced, adds new factors, whether parent is more likely to honor and facilitate court-approved parenting rights or visitation and whether parent has denied other parent's right to parenting time in accordance with court order, to those that must be considered by court in making custody determination. - Amends TCA Title 24, Chapter 7 and Title 36, Chapter 6. by *Forgety, *Niceley. (SB2489 by *Bell)

Rep. Forgety moved that House Bill No. 2620 be passed on third and final consideration.

Rep. H. Brooks moved adoption of Children and Family Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2620 by deleting Sections 1 and 2 of the bill in their entireties, by substituting instead the following, and by redesignating the subsequent section accordingly:

SECTION 1. Tennessee Code Annotated, Section 36-6-106(a)(10), is amended by adding the following language to the end of the subdivision:

In determining the willingness of each of the parents and caregivers to facilitate and encourage a close and continuing parent-child relationship between the child and both of the child's parents, the court shall consider the likelihood of each parent and caregiver to honor and facilitate court ordered parenting arrangements and rights, and the court shall further consider any history of either parent or any caregiver denying parenting time to either parent in violation of a court order.

On motion, Children and Family Affairs Committee Amendment No. 1 was adopted.

Rep. Forgety moved that **House Bill No. 2620**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 2

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart,

MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

Swann, Tidwell, Tindell, Todd, Turner M, Watson, Weaver, White, Williams K, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

Representatives voting no were: Moore, Turner J -- 2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "no" to "aye" on **House Bill No. 2620** and have this statement entered in the Journal: Rep(s). J. Turner.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "not voting" to "aye" on **House Bill No. 2620** and have this statement entered in the Journal: Rep(s). R. Williams.

REGULAR CALENDAR, CONTINUED

***House Joint Resolution No. 520** -- General Assembly, Directed Studies - Directs the department of education to follow through and fulfill its publicly stated plan to provide multiple opportunities for feedback and future revision of the Tennessee Educator Acceleration Model (TEAM) in 2012. by *Forgety, *Swann, *Coley, *Cobb, *Williams R, *Powers, *Ragan, *White, *Hall, *Hurley, *Pody, *Sexton, *Womick, *Sparks, *Wirgau.

Rep. Forgety moved adoption of House Joint Resolution No. 520.

Rep. Montgomery moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 520 By deleting the language "February 2, 2012" in the second resolving clause and by substituting instead the language "April 15, 2012".

AND FURTHER AMEND by deleting the language "April 1, 2012" in the second resolving clause and by substituting instead the language "July 15, 2012".

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Forgety moved adoption of **House Joint Resolution No. 520**, as amended, which motion prevailed by the following vote:

Ayes	94
Noes.....	1
Present and not voting.....	2

MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Butt, Campbell, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

Representatives voting no were: Parkinson -- 1

Representatives present and not voting were: Camper, Favors -- 2

A motion to reconsider was tabled.

***House Joint Resolution No. 679** -- Naming and Designating - "Human Trafficking Awareness Month" in Tennessee, May 2012. by *Jones S.

Rep. S. Jones moved adoption of House Joint Resolution No. 679.

Rep. Watson moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 679 by deleting from the first resolving clause the language "2012".

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. S. Jones moved adoption of **House Joint Resolution No. 679**, as amended, which motion prevailed by the following vote:

Ayes	97
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “no” to “aye” on **House Joint Resolution No. 520** and have this statement entered in the Journal: Rep(s). Parkinson.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on **House Joint Resolution No. 679** and have this statement entered in the Journal: Rep(s). R. Williams.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on **House Joint Resolution No. 587**, previously adopted on March 15, 2012, and have this statement entered in the Journal: Rep(s). McDonald.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2669** -- Child Labor - As introduced, specifies that no public funds of this state or any political subdivision thereof shall be allocated to the regulation or enforcement of any change made to certain rules regarding the employment of children in an agricultural setting. - Amends TCA Title 43; Title 50, Chapter 3 and Title 50, Chapter 5. by *Faison, *Casada, *Powers, *Holt. (SB2565 by *Ketron)

Rep. Faison moved that House Bill No. 2669 be passed on third and final consideration.

Rep. Eldridge moved adoption of Consumer and Employee Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2669 by deleting the amendatory language of SECTION 1 of the bill and substituting instead the following:

50-3-920. On or after the effective date of this act, no public funds of this state or any political subdivision of this state shall be allocated to the regulation or enforcement of any change made after December 1, 2011, to the United States department of labor's Hazardous Occupations Orders for Agricultural Employment relating to children, compiled in 29 CFR Part 570.

On motion, Consumer and Employee Affairs Committee Amendment No. 1 was adopted.

Rep. Faison moved that House Bill No. 2669 be reset for the Regular Calendar on March 26, 2012, which motion prevailed.

MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

***House Joint Resolution No. 599** -- Memorials, Congress - Urges Congress to enact H.R. 3676 and ensure that citizens of the United States cannot be held against their will without all of the Due Process rights guaranteed by the United States Constitution. by *Faison, *Dunn.

Rep. Faison moved adoption of House Joint Resolution No. 599.

Rep. Dean moved the previous question, which motion prevailed.

Rep. Faison moved adoption of **House Joint Resolution No. 599**, which motion prevailed by the following vote:

Ayes	91
Noes.....	1

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Butt, Campbell, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

Representatives voting no were: Turner M -- 1

A motion to reconsider was tabled.

House Bill No. 3371 -- Business and Commerce - As introduced, decreases time a scrap jewelry and metal dealer has to hold items from 30 days from date of purchase to 20 days from date of purchase. - Amends TCA Title 38, Chapter 1, Part 2. by *Carr. (*SB2825 by *Ketron)

On motion, House Bill No. 3371 was made to conform with **Senate Bill No. 2825**; the Senate Bill was substituted for the House Bill.

Rep. Carr moved that **Senate Bill No. 2825** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	84
Noes.....	9
Present and not voting.....	2

Representatives voting aye were: Alexander, Brooks H, Brooks K, Brown, Butt, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Hall, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Johnson C, Johnson P, Jones, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey,

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MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Watson, Weaver, White, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 84

Representatives voting no were: Armstrong, Cooper, Halford, Hardaway, Kernell, Parkinson, Towns, Turner J, Turner M -- 9

Representatives present and not voting were: Bass, Camper -- 2

A motion to reconsider was tabled.

***House Bill No. 2652** -- Hospitals and Health Care Facilities - As introduced, clarifies that endoscopy technicians are sufficient assistants for a physician performing an endoscopic procedure in an ambulatory surgical treatment center. - Amends TCA Title 68, Chapter 57 and Title 68, Chapter 11. by *Evans, *Dennis. (SB2764 by *Overbey)

On motion, House Bill No. 2652 was made to conform with **Senate Bill No. 2764**; the Senate Bill was substituted for the House Bill.

Rep. Evans moved that Senate Bill No. 2764 be passed on third and final consideration.

Rep. Casada moved that Health and Human Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Evans moved that **Senate Bill No. 2764** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Montgomery, Moore, Naifeh, Niceley, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 2792** -- Physicians and Surgeons - As introduced, changes from "January 1, 2013" to "July 1, 2012" the effective date of Chapter 434 of the Public Acts of 2011, which prohibits physicians from utilizing telemedicine to provide abortion services. - Amends TCA Title 63 and Chapter 434 of the Public Acts of 2011. by *Hill, *Evans. (SB3540 by *Crowe, *Ketron)

On motion, House Bill No. 2792 was made to conform with **Senate Bill No. 3540**; the Senate Bill was substituted for the House Bill.

Rep. Hill moved that **Senate Bill No. 3540** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Montgomery, Moore, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "aye" to "not voting" on **House Bill No. 2792** and have this statement entered in the Journal: Rep(s). Armstrong, Camper and Gilmore.

REGULAR CALENDAR, CONTINUED

House Bill No. 440 -- Health, Dept. of - As introduced, clarifies the legislative committees designated to receive information concerning TANF and Medicaid. - Amends TCA Title 68. by *Hill, *Casada. (*SB422 by *Crowe, *Tracy)

Rep. Hill moved that House Bill No. 440 be passed on third and final consideration.

Rep. Casada moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 440 by deleting all language after the enacting clause and by substituting instead the following:

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SECTION 1.

(a) There is hereby created a special joint committee to study services provided to traumatic brain injury survivors in Tennessee.

(b) The study shall determine:

(1) What efforts the state of Tennessee can undertake to help survivors receive the physical and mental therapy they need to increase their confidence, pride, and dignity;

(2) What efforts the state of Tennessee can initiate to help survivors continue their careers;

(3) What efforts the state of Tennessee can provide to decrease the need survivors have for government assistance;

(4) Steps the state of Tennessee can take to educate families about their ability to encourage survivors to reach their highest potential; and

(5) Steps the state of Tennessee can take to educate and encourage businesses that survivors, with proper accommodation, are capable of contributing to their success.

(c) The study should:

(1) Provide the state of Tennessee with numerous opportunities to help traumatic brain injury survivors become more self-sufficient and less dependent on government assistance;

(2) Provide Tennessee's business community with more employment options and more opportunities for tax breaks for hiring disabled citizens;

(3) Determine what cost Tennessee would incur from providing these services; and

(4) Put Tennessee at the forefront of treatment for survivors of traumatic brain injuries.

(d) The committee shall consist of three (3) members of the House of Representatives and three (3) members of the Senate, to be appointed by the respective speakers.

(e) All appropriate state agencies shall provide assistance to the special joint committee upon request of the chair.

(f) All legislative members of the special joint committee who are duly elected members of the general assembly shall remain members of such

committee until the committee reports its findings and recommendations to the general assembly.

(g) The special joint committee shall be convened by the member with the most years of continuous service in the general assembly, and at its first meeting shall elect a chair, vice-chair, and such other officers the committee deems necessary. The committee may meet when the general assembly is meeting in session or in committee. If the committee meets when the general assembly is not in session or in committee, then members of the committee shall not be entitled to any reimbursement for expenses under Tennessee Code Annotated, § 3-1-106 for such meetings.

(h) The special committee shall timely report its findings and recommendations, including any proposed legislation, to the One Hundred Eighth General Assembly no later than February 1, 2013, at which time the committee shall cease to exist.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Health and Human Resources Committee Amendment No. 1 was adopted.

BILL RE-REFERRED

Rep. Hill moved that **House Bill No. 440** be re-referred to the Finance, Ways and Means Subcommittee and that the same be heard this week, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 3302** -- Food and Food Products - As introduced, authorizes the sale of food and food products cooked or produced in a home kitchen if vendor has a sign announcing that a home kitchen was the source of such food or food products. - Amends TCA Title 53, Chapter 8, Part 1. by *Hill. (SB3547 by *Crowe)

BILL RE-REFERRED

Rep. Hill moved that **House Bill No. 3302** be re-referred to the Finance, Ways and Means Subcommittee and that the same be heard this week, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2658** -- Public Buildings - As introduced, authorizes replicas of certain historically-significant documents, such as the Magna Carta, Declaration of Independence and Ten Commandments, to be placed in local government public buildings. - Amends TCA Title 5, Chapter 7 and Title 6, Chapter 54. by *Hill, *Cobb, *Watson. (SB2641 by *Bell)

Rep. Hill moved that House Bill No. 2658 be passed on third and final consideration.

Rep. Towns moved the previous question, which motion prevailed.

Rep. Hill moved that **House Bill No. 2658** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Alexander, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Todd, Towns, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

House Bill No. 2826 -- Marriage - As introduced, allows appointed and elected municipal court judges to solemnize marriages in any county of the state rather than in just the municipality in which the judge has jurisdiction. - Amends TCA Title 36, Chapter 3, Part 3. by *Sparks. (*SB2552 by *Ketron)

On motion, House Bill No. 2826 was made to conform with **Senate Bill No. 2552**; the Senate Bill was substituted for the House Bill.

Rep. Sparks moved that **Senate Bill No. 2552** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	1
Present and not voting.....	2

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives voting no were: Hensley -- 1

Representatives present and not voting were: Dunn, Naifeh -- 2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on **Senate Bill No. 2552** and have this statement entered in the Journal: Rep(s). Rich.

REGULAR CALENDAR, CONTINUED

House Bill No. 2813 -- Civil Procedure - As introduced, adds physician assistants to list of medical professionals who are exempt from subpoena to trial in a civil action but who are subject to subpoena to a deposition. - Amends TCA Section 24-9-101. by *Sontany. (*SB2528 by *Barnes, *Faulk, *Ford)

On motion, House Bill No. 2813 was made to conform with **Senate Bill No. 2528**; the Senate Bill was substituted for the House Bill.

Rep. Sontany moved that Senate Bill No. 2528 be passed on third and final consideration.

Rep. Towns moved the previous question, which motion prevailed.

Rep. Sontany moved that **Senate Bill No. 2528** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95

Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 2961** -- Education, Higher - As introduced, permits combat veterans who are residents of Tennessee and students at public institutions of higher education to register for classes prior to the general student population. - Amends TCA Title 49. by *Womick, *Cobb. (SB3115 by *Yager, *Summerville)

Rep. Womick moved that House Bill No. 2961 be passed on third and final consideration.

Rep. Montgomery moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2961 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following as a new, appropriately designated section:

(a) As used in this section, "military veteran" means a person who has entered and served honorably in the United States armed forces on active duty, active national guard or active reserves.

(b) A military veteran who is a current resident of this state or whose home of record for military purposes is Tennessee and who is a student at a public institution of higher education shall be allowed to register for classes prior to the general student population at any public institution of higher education. Early registration shall occur using the same procedure used by student athletes, disabled students and honor students, if such groups are permitted to early register.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Womick moved that **House Bill No. 2961**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks,

Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

House Bill No. 3237 -- Probate Law - As introduced, revises and clarifies various provisions of law related to probate matters. - Amends TCA Title 8; Title 29; Title 30; Title 32; Title 33; Title 35 and Title 56. by *Elam. (*SB2948 by *Kelsey)

Rep. Elam moved that House Bill No. 3237 be passed on third and final consideration.

Rep. Elam moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3237 by deleting Sections 9 and 10 in their entirety, by substituting instead the following language as a new Section 9, and by redesignating the subsequent sections accordingly:

SECTION 9. Tennessee Code Annotated, Title 56, Chapter 7, Part 1, is amended by adding the following language as a new, appropriately designated section:

56-7-1__.

(a) In connection with a claim for death benefits payable under a life insurance policy or an annuity contract, the following persons are authorized to execute a medical records release authorization that may be required by the insurance company that issued the life insurance policy or annuity contract:

(1) The personal representative of the decedent's estate, if any;

(2) A beneficiary of the death benefits named in the policy or contract; or

(3) A person who has filed an affidavit pursuant to § 30-4-103 in connection with the decedent's estate.

(b) Unless prohibited by federal law, a health care provider licensed under title 33, title 63 or title 68 shall honor a medical records release authorization executed in accordance with this section.

(c) Nothing in this section shall be construed as affecting the ability of a health care provider to charge for copies of medical records in accordance with applicable provisions of law.

AND FURTHER AMEND by deleting the language "Section 11" in the effective date section and by substituting instead the language "Section 10".

On motion, Amendment No. 1 was adopted.

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Rep. Elam moved that **House Bill No. 3237**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	2
Present and not voting.....	1

Representatives voting aye were: Armstrong, Bass, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

Representatives voting no were: Alexander, Pody -- 2

Representatives present and not voting were: Butt -- 1

A motion to reconsider was tabled.

***House Bill No. 2340** -- Insurance Companies, Agents, Brokers, Policies - As introduced, revises provisions governing deposit of securities in clearing corporation. - Amends TCA Title 56, Chapter 2 and Title 56, Chapter 3. by *McCormick, *Elam. (SB2202 by *Norris, *Johnson)

On motion, House Bill No. 2340 was made to conform with **Senate Bill No. 2202**; the Senate Bill was substituted for the House Bill.

Rep. Elam moved that Senate Bill No. 2202 be passed on third and final consideration.

Rep. McManus moved that Commerce Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Elam moved that **Senate Bill No. 2202** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	4
Present and not voting.....	2

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Butt, Campbell, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh,

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Niceley, Odom, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives voting no were: Cooper, Favors, Pruitt, Towns -- 4

Representatives present and not voting were: Brown, Camper -- 2

A motion to reconsider was tabled.

***House Bill No. 2353** -- Short Term Loans and Lenders - As introduced, revises various provisions governing deferred presentment services, including provisions regarding qualifications for licensure; authorizes commissioner of financial institutions to require persons subject to Deferred Presentment Services Act to be licensed through a multi-state automated licensing system. - Amends TCA Title 45, Chapter 17. by *McCormick, *Johnson C. (SB2215 by *Norris, *Ketron)

On motion, House Bill No. 2353 was made to conform with **Senate Bill No. 2215**; the Senate Bill was substituted for the House Bill.

Rep. C. Johnson moved that Senate Bill No. 2215 be passed on third and final consideration.

Rep. McManus moved that Commerce Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. C. Johnson moved that **Senate Bill No. 2215** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

House Bill No. 3214 -- Special License Plates - As introduced, authorizes issuance of special license plates for honorably discharged Iraqi and Afghanistan veterans on a revenue neutral basis. - Amends TCA Title 55, Chapter 4. by *Pitts, *Montgomery, *Johnson C. (*SB2955 by *Barnes, *Overbey)

Rep. Pitts moved that House Bill No. 3214 be passed on third and final consideration.

Rep. P. Johnson moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3214 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-4-253, is amended by deleting subdivisions (c)(9) and (c)(10) in their entirety and by substituting instead the following:

(9) For honorably discharged veterans of Operation Iraqi Freedom, the strip along the bottom of the license plate shall read "Operation Iraqi Freedom", and the symbol on the left shall be crossed American and Republic of Iraq flags, below which shall appear the word "VETERAN" in letters of an appropriate size. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who served in Operation Iraqi Freedom to obtain the plate.

(10) For honorably discharged veterans of Operation Enduring Freedom and active members of the United States armed forces serving in Operation Enduring Freedom, the strip along the bottom of the license plate shall read "Operation Enduring Freedom", and the symbol on the left shall be crossed American and Republic of Afghanistan flags, below which shall appear the word "VETERAN" in letters of an appropriate size. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who have served or who are still serving in Operation Enduring Freedom to obtain the plate.

SECTION 2. It is the legislative intent that the redesign of license plates provided for in Section 1 shall only be effectuated upon the existing inventory of such plates being utilized by the department of revenue.

SECTION 3. Tennessee Code Annotated, Section 55-4-253, is further amended by adding the following as a new subdivision (c)(11):

(11) For honorably discharged veterans of Operation New Dawn and active members of the United States armed forces serving in Operation New Dawn, the plate shall be designed by the commissioner of veterans' affairs in consultation with the commissioner of revenue. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who have served or who are still serving in Operation New Dawn to obtain the plate.

SECTION 4. This act shall take effect July 1, 2012, the public welfare requiring it.

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On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Pitts moved that **House Bill No. 3214**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

House Bill No. 3150 -- Uniform Commercial Code - As introduced, revises provisions of the Uniform Commercial Code. - Amends TCA Title 47, Chapter 1; Title 47, Chapter 2; Title 47, Chapter 2A and Title 47, Chapter 9. by *Lundberg. (*SB2931 by *Overbey, *Faulk)

On motion, House Bill No. 3150 was made to conform with **Senate Bill No. 2931**; the Senate Bill was substituted for the House Bill.

Rep. Lundberg moved that Senate Bill No. 2931 be passed on third and final consideration.

Rep. McManus moved that Commerce Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lundberg moved that **Senate Bill No. 2931** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks,

Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

***House Bill No. 2278** -- Criminal Procedure - As introduced, removes statute of limitations for prosecution of following offenses if offense committed against a child on or after July 1, 2012: aggravated rape, rape, aggravated sexual battery, sexual battery, rape of a child, sexual battery by an authority figure, aggravated rape of a child, statutory rape by an authority figure, incest, producing obscene material, sexual exploitation of a minor, aggravated sexual exploitation of a minor and especially aggravated sexual exploitation of a minor. - Amends TCA Title 40, Chapter 2. by *Floyd, *Maggart, *Gilmore, *Cobb. (SB2182 by *Watson)

Rep. Floyd moved that House Bill No. 2278 be passed on third and final consideration.

Rep. Watson moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2278 by deleting the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-2-101, is amended by adding the following new subsection:

(j) A person may be prosecuted, tried and punished for any offense committed against a child on or after July 1, 2012, that constitutes a criminal offense under the provisions of § 39-17-902, § 39-17-1003, § 39-17-1004, or § 39-17-1005, no later than twenty-five (25) years from the date the child becomes eighteen (18) years of age.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Floyd moved that **House Bill No. 2278**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart,

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Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

Representatives present and not voting were: Faison -- 1

A motion to reconsider was tabled.

***House Bill No. 3505** -- Education - As introduced, authorizes and encourages LEAs to partner with individuals, community and faith-based groups and organizations and for-profit and nonprofit entities to devise parental involvement programs that reward schools and classes and honor parents for participating in parenting classes that increase parental involvement in education and schools. - Amends TCA Title 49, Chapter 6, Part 70. by *Gilmore. (SB3606 by *Haynes, *Ketron)

Rep. Gilmore moved that House Bill No. 3505 be passed on third and final consideration.

Rep. Montgomery moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3505 By deleting in its entirety subsection (a) in the amendatory language of Section 1 of the bill and by substituting instead the following:

(a) As used in this section, "parent" means parent, guardian or legal custodian who is required under § 49-6-3001 to enroll the child in school.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. B. Cooper moved the previous question, which motion prevailed.

Rep. Gilmore moved that **House Bill No. 3505**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 98

A motion to reconsider was tabled.

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REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on **House Bill No. 3214** and have this statement entered in the Journal: Rep(s). Bass.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “present and not voting” to “aye” on **House Bill No. 2278** and have this statement entered in the Journal: Rep(s). Faison.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2789** -- Education - As introduced, regulates student conduct on school buses; permits school personnel, including school bus drivers, to use reasonable force, subject to certain restrictions, in maintaining discipline. - Amends TCA Title 37; Title 39 and Title 49. by *McDonald, *Maggart. (SB3640 by *Roberts)

Rep. McDonald moved that House Bill No. 2789 be passed on third and final consideration.

Rep. Montgomery moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2789 By deleting the second sentence in the amendatory language of Section 3 of the bill.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Towns moved the previous question, which motion prevailed.

Rep. McDonald moved that **House Bill No. 2789**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	1
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Pruitt, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

Representatives voting no were: Hurley -- 1

Representatives present and not voting were: Ragan -- 1

A motion to reconsider was tabled.

***House Bill No. 3619** -- Agriculture, Dept. of - As introduced, requires commissioner to post and keep current on the department's web site statistics and other information relative to Tennessee's equine industry compiled by the department. - Amends TCA Title 39, Chapter 14; Title 43, Chapter 1; Title 44 and Title 53, Chapter 7. by *Holt. (SB3461 by *Faulk)

Rep. Holt moved that House Bill No. 3619 be reset for the Regular Calendar on April 9, 2012, which motion prevailed.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2850** -- Fireworks - As introduced, revises the population figures from any county in excess of 200,000 in the present law to any county in excess of 335,000 based on the recent federal census which effectively means fireworks cannot be sold within the four largest counties; a conforming change removes language from the current law which would have permitted any county to continue selling fireworks if its population grew past 200,000 an exemption which applied to Rutherford County; such language is no longer necessary with the increased population to 335,000. - Amends TCA Section 68-104-112. by *Womick, *Sparks, *Carr. (SB2710 by *Ketron, *Tracy)

Senate Amendment No. 1

AMEND House Bill No. 2850 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____ Tennessee Code Annotated, Section 68-104-112(a)(4)(A), is amended by deleting the following language:

except in municipalities within such counties with a population of not less than six hundred (600) nor more than six hundred twenty (620), according to such census, that permitted the sale of such fireworks before 1984

and by substituting instead the following:

except in municipalities within such counties with a population of not less than six hundred (600) nor more than six hundred twenty (620), according to the 1980 federal census or any subsequent census, that permitted the sale of such fireworks before 1984

Rep. Womick moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 2850**, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick – 96

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2858** -- DUI Offenses - As introduced, permits a person who has been properly trained to draw blood to do so for purposes of DUI investigation; removes the requirement that a phlebotomist taking blood for DUI investigation be certified or nationally registered; and protects both from civil or criminal liability unless it arises from that person's negligence. - Amends TCA Title 55, Chapter 10. by *Maggart. (SB2787 by *Kelsey, *Overbey)

Senate Amendment No. 2

AMEND House Bill No. 2858 by deleting the amendatory language of Section 1 in its entirety and by substituting instead the following:

(2)

(A) The following persons who, acting at the written request of a law enforcement officer, withdraw blood from a person for the purpose of conducting either or both tests, shall not incur any civil or criminal liability as a result of the withdrawing of the blood, except for any damages that may result from the negligence of the person so withdrawing:

(i) Any physician;

(ii) Registered nurse;

(iii) Licensed practical nurse;

(iv) Clinical laboratory technician;

(v) Licensed paramedic;

(vi) Licensed emergency medical technician approved to establish intravenous catheters;

(vii), Technologist; or

(viii) A trained phlebotomist who is operating under a hospital protocol, has completed phlebotomy training through an educational entity providing such training, or has been properly trained by a current or former employer to draw blood.

(B) Neither shall the hospital nor other employer of the health care professionals listed in this subdivision (a)(2) incur any civil or criminal liability as a result of the act of withdrawing blood from any person, except for negligence.

AND FURTHER AMEND by deleting the amendatory language of Section 2 in its entirety and by substituting instead the following:

(a) The procurement of a sample of a person's blood for the purpose of conducting a test to determine the alcohol content, drug content, or both, of the blood as provided by §§ 55-10-405 — 55-10-412, to be considered valid under §§ 55-10-405 — 55-10-412, shall be performed by a:

(1) Registered nurse;

(2) Licensed practical nurse;

(3) Clinical laboratory technologist;

(4) Clinical laboratory technician;

(5) Licensed emergency medical technician;

(6) Licensed paramedic;

(7) Licensed emergency medical technician, notwithstanding any other provision of law to the contrary, who is approved to establish intravenous catheters;

(8) Technologist;

(9) Trained phlebotomist who is operating under a hospital protocol, has completed phlebotomy training through an educational entity providing such training, or has been properly trained by a current or former employer to draw blood; or

(10) Person acting at the direction of a medical examiner or other physician holding an unlimited license to practice medicine in Tennessee under procedures established by the department of health.

Rep. Maggart moved that the House concur in Senate Amendment(s) No(s). 2 to **House Bill No. 2858**, which motion prevailed by the following vote:

Ayes 96
Noes..... 1

Representatives voting aye were: Alexander, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

Representatives voting no were: Hardaway -- 1

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 2837** to be heard in the State and Local Government Subcommittee this week.

Without objection, it was so ordered.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 2558** to be heard in the Health and Human Resources Subcommittee this week.

Without objection, it was so ordered.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 3761** to be heard in the Finance, Ways and Means Subcommittee this week.

Without objection, it was so ordered.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 1455** to be heard in the Conservation and Environment Subcommittee this week.

Without objection, it was so ordered.

4450

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RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bills Nos. 1507** and **2235** to be heard in the Education Subcommittee this week.

Without objection, it was so ordered.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **Senate Bill No. 2313** to be heard in the Government Operations Committee this week.

Without objection, it was so ordered.

MOTION TO PLACE BILL ON CALENDAR

Rep. McCormick moved that House Bill No. 2429, held on the Clerk's desk, be placed on the Regular Calendar for April 2, 2012, which motion prevailed.

BILLS WITHDRAWN

On motion of Rep. Hardaway, **House Bill No. 509** was recalled from the Government Operations Committee and withdrawn from the House.

On motion of Rep. Hardaway, **House Bill No. 541** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Hardaway, **House Bill No. 2055** was recalled from the State and Local Government Committee and withdrawn from the House.

On motion of Rep. Watson, **House Bill No. 2417** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Watson, **House Bill No. 3226** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Watson, **House Bill No. 2654** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Halford, **House Bill No. 3264** was recalled from the State and Local Government Committee and withdrawn from the House.

ANNOUNCEMENT

Rep. Haynes announced that **House Bills Nos. 1643, 1691, 2875, 3061, 3195, 3243, 3328, 3663, 3694, 3696** and **3698** are to be heard in the State and Local Government Subcommittee this week.

RULES SUSPENDED

Rep. McDonald moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 806 out of order, which motion prevailed.

House Joint Resolution No. 806 -- Memorials, Sports - Pope John Paul II High School girls' basketball team. by *McDonald, *Maggart.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. McDonald, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1302 Rep(s). Shepard as first prime sponsor(s).

House Bill No. 1455 Rep(s). Sargent as prime sponsor(s).

House Bill No. 1953 Rep(s). Matheny as prime sponsor(s).

House Bill No. 2260 Rep(s). Niceley, Gilmore, Towns, Moore, Stewart, Windle, M. Turner and Sontany as prime sponsor(s).

House Bill No. 2669 Rep(s). Evans and Womick as prime sponsor(s).

House Bill No. 2935 Rep(s). B. Cooper as prime sponsor(s).

House Bill No. 3108 Rep(s). H. Brooks as first prime sponsor(s).

House Bill No. 3253 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 3275 Rep(s). Sargent as prime sponsor(s).

House Bill No. 3302 Rep(s). Evans as prime sponsor(s).

House Bill No. 3520 Rep(s). Haynes as prime sponsor(s).

House Bill No. 3830 Rep(s). Parkinson as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). McCormick was/were removed as sponsor(s) of **House Bill No. 1455**.

MONDAY, MARCH 19, 2012 – SIXTY-SECOND LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, Rep(s). P. Johnson was/were removed as sponsor(s) of **House Bill No. 3466**.

On motion, Rep(s). McManus was/were removed as sponsor(s) of **House Bill No. 3532**.

**MESSAGE FROM THE SENATE
March 19, 2012**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 637, 638, 639, 640, 641, 642, 643 and 696; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
March 19, 2012**

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 637, 638, 639, 640, 641, 642, 643 and 696.

**MESSAGE FROM THE GOVERNOR
March 19, 2012**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 716; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

**MESSAGE FROM THE GOVERNOR
March 19, 2012**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 23, 559, 561, 564, 717, 718, 719, 720, 721, 722, 723, 725, 727, 730, 732, 733, 735 and 736; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

**SIGNED
March 19, 2012**

The Speaker announced that she had signed the following: House Bill(s) No(s). 2830, 3053, 3843, 3844, 3845 and 3848.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**SIGNED
March 19, 2012**

The Speaker announced that she had signed the following: Senate Bill(s) No(s). 2226, 2297, 2384, 2466, 2490, 2576, 2647, 2766, 2841, 2885, 3379 and 3779.

4453

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ENGROSSED BILLS

March 19, 2012

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 3849;

BETTY KAY FRANCIS, Chief Engrossing Clerk

ENGROSSED BILLS

March 19, 2012

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 770;

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 202, 522, 568, 745, 747, 748, 752, 754, 755, 756 and 757; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3849; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2229; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3067; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2337; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2406; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2827; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2848; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3834; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 770; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ENROLLED BILLS

March 19, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 219 and 222; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED

March 19, 2012

The Speaker announced that she had signed the following: House Resolution(s) No(s). 219 and 222.

BETTY KAY FRANCIS, Chief Engrossing Clerk

ENGROSSED BILLS

March 19, 2012

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 520, 599, 634, 649, 664, 679, 767, 768, 769, 771, 772, 774, 775, 776, 777, 778, 779, 780, 781, 782, 784, 786, 787, 788, 789, 792, 793, 794, 795, 796, 797 and 806.

BETTY KAY FRANCIS, Chief Engrossing Clerk

ENGROSSED BILLS

March 19, 2012

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 2278, 2467, 2468, 2620, 2658, 2789, 2834, 2961, 3214, 3237, 3505, 3637, 3638, 3665, 3833, 3840, 3842 and 3847.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2381; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 19, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 368; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 94

Representatives present were Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell – 94

PRESENT IN CHAMBER

Representative(s) Maggart was/were recorded as being present in the Chamber.

RECESS MOTION

On motion of Rep. McCormick, the House stood in recess until 9:00 a.m., Thursday, March 22, 2012.